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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

9 PEYMAN aka PATRICK MASACHI,  
10 Plaintiff/Counterdefendant,  
11 v.  
12 ELIAHO RAYHAN, as Trustee of The  
13 EMR Family Trust, *et al.*,  
14 Defendants/Counterclaimants

Case No. 2:09-CV-01384-KJD-LRL

## ORDER

15 Presently before the Court is Plaintiff Peyman Masachi's Motion for Attorneys Fees and  
16 Costs against Malahie Rayhan and N&D Partnership (#91). Though some claims relating to  
17 counterclaims filed by N&D Partnership have been disposed, the remaining causes of action are set  
18 for trial on August 27, 2012. Even if the Court were to grant Plaintiff's motion for attorney's fees,  
19 that award may later be offset if Malahie Rayhan were to prevail on other claims at trial.  
20 Accordingly, the Court denies the motion as premature. Plaintiff may renew the motion after trial.

21 | IT IS SO ORDERED.

22 || DATED this 8<sup>th</sup> day of June 2012.

*Ken S.*

Kent J. Dawson  
United States District Judge

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